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DARYELLE LAWANNA PRESTON

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

DARYELLE LAWANNA PRESTON,

Plaintiff,

vs.

CITY OF OAKLAND; DEANNA
SANTANA, in her individual capacity,

Defendants.

Case No. 3:14-CV-02022 NC

**STIPULATION REGARDING
PLAINTIFF'S ALLEGED
EMOTIONAL DISTRESS**

Trial Date: September 14, 2015

Plaintiff Daryelle Lawanna Preston ("Plaintiff") hereby agrees to stipulate as follows:

1. Plaintiff stipulates that she is not making a claim for a specific mental or psychiatric injury or disorder, or for unusually severe emotional distress. Plaintiff further stipulates that she is not making a claim for mental and emotional distress over and above that usually associated with the alleged treatment of Plaintiff at issue in this case. This stipulation may be read to the jury.
2. Plaintiff at trial will not call any treating psychotherapist or other expert, regarding her alleged emotional distress damages. Plaintiff will call up to two

1 third-party witnesses at trial to testify in support of her alleged emotional distress
2 claims, and she must identify to defendants those witnesses by February 4, 2015,
3 and must make those witnesses available for deposition. Plaintiff may also testify
4 as to her own damages.

- 5 3. Based upon Plaintiff's representations and agreements herein, the Court will
6 deny Defendants' motion to compel an independent mental examination of
7 Plaintiff.
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10 Dated: February 3, 2015

11 SIEGEL & YEE

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13 By: /s/ Sonya Z. Mehta
14 SONYA Z. MEHTA

15 Attorneys for Plaintiff
16 Daryelle LaWanna Preston
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20 Dated: February 3, 2015
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